

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA

NINGBO BONNY E-HOME CO.,
LTD., a corporation of China

Plaintiff,

v.

ONDWAY, POOLCLEAN US
STORE, USA WAREHOUSE,
BOWANJIE, INPOOL US STORE,
DEWFOND, DIGIGER,
MOTOBUDDY STORE, and et al.
Individual, Partnerships

Defendants.

Case No. 2:24-cv-00568

DECLARATION OF RAYMOND
CHAN

DECLARATION OF RAYMOND CHAN

I, Raymond Chan, hereby declare as follows:

1. I am over 18 years old and am providing this Declaration concerning facts within my personal knowledge to which I could testify if asked about and in support of Plaintiff's application for: 1) a temporary restraining order; 2) an order restraining assets and of Defendants online Storefronts; and 3) an order to show cause why a preliminary injunction should not issue in light of Defendants' intentional and willful offerings for sale and/or sales of infringing products.
2. I am a practitioner in the intellectual property field and work with the RayChan I.P. Law Firm to provide support to the attorneys, and have particularly been working with the Plaintiff, Ningo Bonny eHome in the present case, including the prosecution of the subject design patent no. D985,947.
3. I have assisted Plaintiff in protection of intellectual property and patent matters. I have assisted Plaintiff in organizing the technical documentation that ultimately became the design patent, which is the subject of the present case.
4. I have also done internet research on the internet marketplace for this infringement case, specify to understand how Defendants have copied Plaintiff's product in violation of Plaintiff's design patent by selling in the United States products which infringe the subject design patent. Plaintiff has a very good and popular pool brush product, which the Defendants have copied and put online to offer for sale. However, the defendants' sales of products that copy Plaintiff's design have grown steadily 2024 throughout 2022, 2023 and 2024, as shown in the following storefront information on Amazon. Now 2025 the sales have taken over 70 percent of Plaintiff's revenues.

SELLER	BRAND	ASIN	ITEM SOLD	STORE SALES	2022 Item Sold	2022 Store Sales (\$)	2023 Item Sold	2023 Store Sales (\$)	2024 Item Sold	2024 Store Sales (\$)
Ondway	LALAPOOL	B0C3HQGX81	1550	\$628,465.78	/	/	53207	1336625.99	43876	727469.48
Unipool US Direct Store	Unipool	B0C1BYLN4Q	4800	\$1,211,365.18	/	/	7096	191850.72	29125	496016.3
		B0C1C1C1XT	8500							
		B0BQJM1DVM	5000							
		B0C1BZ72XX	3700							
		B0D86L4P1F	/							
SELLER	BRAND	ASIN	ITEM SOLD	STORE SALES	2022 Item Sold	2022 Store Sales (\$)	2023 Item Sold	2023 Store Sales (\$)	2024 Item Sold	2024 Store Sales (\$)
Usa Warehouse	Tenrry	B0BXKPZQM8	1200	/	/	/	2248	51491.76	1447	14552.19
		B0BXKVNJZP	400							
BOWANJIE	Poolergetic	B0BZ3C292B	/	/	/	/	153	3594.25	60	0
		B0BYZHNPH	/							
Inpool US Store	Unipool	B0BQJMHV5K	/	/	/	/	7450	90299.24	10222	57032.24
Dewfond	Dewfond	B0C2K98FVF	350	\$134,083.19	/	/	296	7743.67	1673	33726.58
SELLER	BRAND	ASIN	ITEM SOLD	STORE SALES	2022 Item Sold	2022 Store Sales (\$)	2023 Item Sold	2023 Store Sales (\$)	2024 Item Sold	2024 Store Sales (\$)
DIGIGER	TONGYI	B0C6JVCNT8	/	/	/	/	129	3075.83	94	1133.46
		B0C6JVPTRL	150							
MOTORBUDDY	MOTORBUDDY	B0CDGJJ36K	1000	\$581,443.26	/	/	33	989.67	840	24409.3
BSJYIFAN	BSJYIFAN	B0D4Q8L92T	200	\$107,334.26	/	/	/	/	415	16103.97
Tendawell	Tendawell	B0DFQ2JD3D	/	\$11,514.67	/	/	/	/	24	927.06
		B0DD7HS4T9	/		73	1464.19				

5. According to the following data information provided by the plaintiff from the Enterprise Resource Planning (ERP), which is a software system that organizations use to manage and integrate the core parts of plaintiff's business, the business of the plaintiff suffers huge economic losses due to the infringing activities of the defendants.

The ERP screenshots of Bonny

FRONT PAGE		PRODUCT PERFORMANCE		PROFIT STATEMENT	
首页 产品表现 利润报表 +					
ASIN	父ASIN	MSKU	SKU	SPU	店铺
STORE					
全部国家	全部店铺	Listing标签	自动标签	按天	2022-01-01 - 2022-12-31
原币种	全部广告	SKU	T805		
Product Information		ANALYZE	Store / Country	Product Name	Sales Volume
商品信息		分析①	店铺/国家	MSKU	品名/SKU①
B09DRPB9WH		① ② ③	poolvio-US 美国	PVBT805 \$32.99	17.5寸墙刷 T805
B09XMLZRRX		① ② ③	poolvio-US 美国	29-MSJ7-9940 \$32.99	球头刷 T805J
					2499 2485 \$83890.10
				Order Quantity	销售额 Sales
首页 产品表现 利润报表 +					
ASIN	父ASIN	MSKU	SKU	SPU	店铺
全部国家	全部店铺	Listing标签	自动标签	按天	2023-01-01 - 2023-12-31
原币种	全部广告	SKU	T805		
商品信息		分析①	店铺/国家	MSKU	品名/SKU①
B09DRPB9WH		① ② ③	poolvio-US 美国	PVBT805 \$31.59	17.5寸墙刷 T805
B09XMLZRRX		① ② ③	poolvio-US 美国	29-MSJ7-9940 \$29.59	球头刷 T805J
B093WFP1B8		① ② ③	poolvio-CA 加拿大	PVB00804 CA\$37.58	17.5寸墙刷 PVBT805-1
				10456 10302	\$315725.32
				3994 3929	\$121759.98
				11 10	CA\$345.95
首页 产品表现 利润报表 +					
ASIN	父ASIN	MSKU	SKU	SPU	店铺
全部国家	全部店铺	Listing标签	自动标签	按天	2024-01-01 - 2024-12-31
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B09XMLZRRX		① ② ③	poolvio-US 美国	29-MSJ7-9940 \$29.99	球头刷 T805J
				4462 4376	\$100256.20
				2529 2477	\$55547.64

Screenshots from Amazon platform

DATE		CONTROL PANEL VIEW		ASIN SEARCH (OPTIONAL)								APPLICATION	
日期		定制		ASIN 搜索 (可选)	清除搜索								
		2023/04/01	2023/12/31	默认	最多搜索 100 个逗号分隔的 ASIN	应用							
		下载 (csv)	DOWNLOAD										
量	页面浏览量 百分比 - 总 计 - B2B	推荐报价 (推荐报价展 示位) 百分比	推荐报价 (推荐报价展 示位) 百分比 - B2B	已订购商 品数量	已订购商 品数量 - B2B	商品会话百 分比	商品会话百 分比 - B2B	已订购商品销售 额	已订购商品销售 额 - B2B	订单商品 总数	订单商品 总数 - B2B		
	15.98%	98.7%	98.68%	9,229	364	17.61%	22.88%	US\$275,145.49	US\$10,566.37	9,093	293		
量	页面浏览量 百分比 - 总 计 - B2B	推荐报价 (推荐报价展 示位) 百分比	推荐报价 (推荐报价展 示位) 百分比 - B2B	已订购商 品数量	已订购商 品数量 - B2B	商品会话百 分比	商品会话百 分比 - B2B	已订购商品销售 额	已订购商品销售 额 - B2B	订单商品 总数	订单商品 总数 - B2B		
	4.6%	88.56%	94.21%	2,529	70	6.21%	9.3%	US\$55,547.64	US\$1,726.90	2,477	56		
量	页面浏览量 百分比 - 总 计 - B2B	推荐报价 (推荐报价展 示位) 百分比	推荐报价 (推荐报价展 示位) 百分比 - B2B	已订购商 品数量	已订购商 品数量 - B2B	商品会话百 分比	商品会话百 分比 - B2B	已订购商品销售 额	已订购商品销售 额 - B2B	订单商品 总数	订单商品 总数 - B2B		
	6.82%	99.38%	99.25%	3,547	111	15.12%	14.42%	US\$107,123.05	US\$3,270.69	3,488	100		
量	页面浏览量 百分比 - 总 计 - B2B	推荐报价 (推荐报价展 示位) 百分比	推荐报价 (推荐报价展 示位) 百分比 - B2B	已订购商 品数量	已订购商 品数量 - B2B	商品会话百 分比	商品会话百 分比 - B2B	已订购商品销售 额	已订购商品销售 额 - B2B	订单商品 总数	订单商品 总数 - B2B		
	5.23%	99.72%	99.63%	4,462	169	17.98%	23.9%	US\$100,256.20	US\$4,260.31	4,376	126		
Page View Percentage - Total - B2B	Recommended Quotation (Recommended Quotation Display Space) Percentage	Recommended Quotation (Recommended Quotation Display Space) Percentage - B2B	Purchased Product Quantity	Product Conversation Percentage	Purchased Product Sales	Purchased Product Sales - B2B	Total Number of Product Ordered						
			Purchased Product Quantity - B2B	Product Conversation Percentage - B2B			Total Number of Product Ordered - B2B						

When Plaintiff learned that certain of the Defendants had started copying and selling pool brushes that infringe the design patent, I was asked to help track down these activities. With the information gained from my research, Plaintiff has been able to track Defendants' offers and sales of infringing products have damaged Plaintiff's business because they look the same and consumers probably think that it is the same product that is being offered to them. Plaintiff has experienced reduced revenues that I attribute to the infringing products being sold on the market.

In 2022 year:

In view of the above ERP business reports of Ningbo Bonny eHome for the years 2022-2024, the plaintiff shows a high level of revenue in 2022 from the company's two products for two pool brush products branded Poolvio and covered by the design of the design patent no. D985,947. The sales volume from in 2022 were 11821 units ordered of the first product 1 and 2499 units of the second product. The Revenue from these two products, as shown, was \$430899.76 for the first Product and \$64890.10 for the second product.

In 2023 year:

The plaintiff's sales fell off in 2023. The volume of product for the first product fell to 10456 units and the second product fell to 3994 units. The revenue from the first product fell to \$315725.32 and the second product falls to \$121759.98.

In 2024 year:

The plaintiff's sales significantly fell again in 2024. The volume of the first product fell to 4462 units the the second product fell to only 2529 units. The Revenue from the first product fell to \$100256.20 and the second product fell to \$55547.64.

These figures show a dramatic loss that is at least 70% of sales measured by sales volume and by revenue decline. This decline may continue and make it difficult for the company to cover its cost of business.

6. My Internet research has led me to understand Internet commerce and how the Defendants are selling their infringing products. Based upon my personal experience in reviewing internet commerce I have learned the following facts:

a. Defendants selling on Internet marketplaces such as Amazon, com and eBay do not display their registered business name or trade name, contact name, complete address, phone numbers, or any other contact information.

Thus, Defendants are able to anonymously sell their Infringing Products.

b. Likewise, these Defendants typically use shipping services provided by the marketplace where their sites are located.

c. Defendants use the financial services provided by the marketplace to collect and store payments for the goods marketed on the site.

d. From my review of other legal cases, I learned that it may be difficult to stop the copycats but an effective way to stop the infringing activities is to freeze the assets and block sales from a seller.

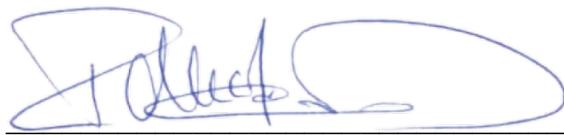
7. From what I have learned in my research, Defendants maintain on their commercial sites' financial balances from their sales of the products, which financial assets may be accessed and frozen to cover recompensation of the unauthorized sales.

8. I also understand that marketplaces such as Amazon and eBay will take steps to block and deter infringing sales such as those by Defendants if they are provided with a judicial order or Court injunction such as the ones sought by Plaintiff in this case.

I declare under penalty of perjury that the foregoing is true and correct from my personal knowledge.

Executed at Monterey Park, California

May 01, 2025

A handwritten signature in blue ink, appearing to read "Raymond Y Chan". The signature is fluid and cursive, with a long, sweeping line on the right side.

Raymond Y Chan